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LSI CORPORATION and Counterclaimant
AGERE SYSTEMS INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SANDISK CORPORATION,

Plaintiff,

v.

LSI CORPORATION,

Defendant.

**LSI CORPORATION AND AGERE
SYSTEMS INC.,**

Counterclaimants,

v.

SANDISK CORPORATION,

Counterdefendant.

Case No. C09-02737 WHA

**STIPULATION TO EXTEND DEADLINE
FOR MEDIATION UNDER ADR L.R. 6-5
AND CIVIL L.R. 7 AND ~~PROPOSED~~
ORDER WITH MODIFICATIONS**

Judge: Hon. William Alsup
Courtroom 9, 19th Floor

Date Filed: June 19, 2009
Trial Date: November 8, 2010

Pursuant to ADR L.R. 6-5 and Civil L.R. 7, Plaintiff-Counterdefendant SanDisk Corporation (“SanDisk”) and Defendant-Counterplaintiff LSI Corporation and Counterplaintiff Agere Systems, Inc. (collectively, “LSI”), through their respective counsel, hereby make the following Stipulation with regard to the deadline for the parties to complete Mediation.

WHEREAS, on September 25, 2009, this Court issued the “Case Management Order and Reference to ADR Unit for Mediation” (Dkt. No. 52) referring this case to the ADR Unit for Mediation. Under ADR L.R. 6-4(b), the Mediation must occur within 90 days after entry of the order referring the case to Mediation, which in this case is December 23, 2009.

WHEREAS, on October 5, 2009, the ADR Unit appointed Richard H. Abramson as Mediator (Dkt. No. 54).

WHEREAS, on November 3, 2009, Mr. Abramson contacted the parties via letter requesting that the parties schedule the Mediation for a date in January, 2010, or the first half of February, 2010.

WHEREAS, on November 6, 2009, pursuant to ADR L.R. 6-6, Mr. Abramson scheduled a pre-Mediation telephone conference for December 9, 2009.

WHEREAS, this Stipulation will not affect the case schedule.

THE PARTIES HEREBY STIPULATE THAT:

The Mediation shall occur no later than February 26, 2010.

Dated: December 7, 2009

JONES DAY

By: /s/ Joe C. Liu
Joe C. Liu

Attorneys for Plaintiff
SANDISK CORPORATION

1 In accordance with General Order No. 45, Section X(B), the above signatory attests that
2 concurrence in the filing of this document has been obtained from the signatory below.

3
4 Dated: December 7, 2009

BERGESON LLP

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6 By: /s/ Melinda M. Morton
7 Melinda M. Morton

8 Attorneys for LSI CORPORATION AND
9 AGERE SYSTEMS INC.
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~~PROPOSED~~ ORDER

Pursuant to the Stipulation above, the Court hereby extends the deadline for the Mediation to occur no later than February 26, 2010.

The parties are reminded that the mediation deadline extension will have no effect on any other dates set forth in the case management order, and that settlement negotiations are never a sufficient basis to postpone trial dates. The parties *must* prepare for trial.

Dated: December 7, 2009.

By _____
THE HONORABLE WILLIAM AL SUP
United States District Judge
Northern District of California

